

City Hall, Lodi, Cal., Sept. 16, 1918.

The Board of Trustees of the City of Lodi convened in regular session at 8 o'clock p.m., there being present Trustees Black, Hale, Montgomery and Crose. Trustees Keeney absent.

Minutes of the previous meeting were read and approved.

Fire Chief E. H. Stark was granted one weeks leave of absence beginning September 17th.

A communication was received from Sawyer Brothers thanking the boys of the Lodi Fire Department for assistance rendered at the fire which occurred at Galt September 3d.

Trustee Hale was authorized to purchase new flags for the City flag pole and the City Hall.

Building permits were granted to the following:
John G. Schmeidt, private garage at 416 Washington Avenue.
Lutheran St. Peters Church, private garage corner Locust and Church streets.
H. H. Woodside, woodshed at 501 East Lodi Avenue.

The proof of publication and the City Clerk's affidavit of posting and publication of Notice of Filing of Superintendent of Streets' List of unpaid assessments made under provisions of Resolution of Intention No. 16 having been filed and no protests having been presented the following resolution, No. 23, relating to the issuance of street improvement bonds and determining the amount of the unpaid assessments in the proceedings under the provisions of said Resolution of Intention No. 16 was introduced:

RESOLUTION NO. 23

RELATING TO ISSUANCE OF STREET IMPROVEMENT BONDS UNDER PROCEEDINGS TAKEN PURSUANT TO RESOLUTION OF INTENTION NO. 16 FOR THE IMPROVEMENT OF NORTH SCHOOL STREET, AND DETERMINING THE AMOUNT OF THE UNPAID ASSESSMENTS.

BE IT RESOLVED, by the Board of Trustees of the City of Lodi, as follows:

WHEREAS, the Board of Trustees of the City of Lodi on the 11th day of February, 1918, adopted Resolution of Intention No. 16 for the improvement of North School street, from the North line of West Elm street to the City Limits of the Said City of Lodi on the North; and the alley running through the center of block 14 from the West line of North Sacramento street to the East line of North School street, in the City of Lodi, under and pursuant to the provisions of the Improvement Act of 1911, and amendments thereto, and to the resolutions, notices and other proceedings of said City, duly adopted and taken, reference to said Resolution of Intention being hereby expressly made for further particulars; and,

WHEREAS, the contract for said work and improvement was duly awarded and the work to be done thereunder was thereafter duly completed to the satisfaction of the Superintendent of Streets of said City, and of this board, whereupon a warrant, diagram and assessment were made, recorded and delivered to the contractor in time, form and manner as required by said Act, and the contractor having made due return thereon and the same having been duly recorded; and

WHEREAS, on the 6th day of September, 1918, the Street Superintendent of said City made and filed with the Clerk of this Board a complete list of all assessments unpaid thereunder upon the respective assessment or diagram thereof, whereupon said Clerk gave notice of the filing of said list and fixed in said notice Monday, the 16th day of September, 1918, at the hour of 8 o'clock P. M., at the regular meeting place of said Board of Trustees, to wit the Council Chamber of the Board of Trustees, in the City Hall of said City of Lodi, as the time and place, respectively, when and where interested persons might appear before said Board of Trustees and show cause why bonds should not be issued upon the security of the unpaid assessments shown on said list, said time being that of a regular meeting of said Board; and

WHEREAS, it satisfactorily appears from the affidavits produced that the Clerk of this Board has caused to be given due notice by posting and publication as required by law of the filing by the Superintendent of Streets of the list of all unpaid assessments made under said Resolution of Intention No. 16 of said City; and

WHEREAS, no protests or objections were presented or filed against the issuance of bonds, as aforesaid, before or at the time set for said hearing, and no particular cause having been recorded why bonds should not be issued upon the security of said unpaid assessments, aggregating the total sum of \$11,399.21, and it further appearing that said list of unpaid assessments filed by the Superintendent of Streets is in all respects complete and correct;

BE IT RESOLVED: That said list of unpaid assessments as filed by the Superintendent of Streets was in all respects complete and correct at the time of filing and the Board hereby finds and determines that the unpaid assessments made pursuant to the proceedings taken under said Resolution of Intention No. 16, and the aggregate amount of the same, are as follows:

<u>Owner</u>	<u>Assessment Number</u>	<u>Amount</u>
Unknown	1B	\$75.68
Unknown	2	94.60
Unknown	4	151.35
Unknown	6	18.92
Unknown	8	132.43
Unknown	11	78.69
Unknown	12	409.36
Unknown	13	193.50
Unknown	14	645.02
Unknown	17	770.32
Unknown	20	32.44
Unknown	22	580.52
Unknown	29	387.02
Unknown	30	387.02
Unknown	33	172.51
Unknown	34	774.04
Unknown	37	81.70
Unknown	39	61.27
Unknown	40	57.67
Unknown	41	57.67
Unknown	45	62.30
Unknown	46	393.60
Unknown	47	138.20
Unknown	49	5.61
Unknown	50	172.76
Unknown	51	112.13
Unknown	56	15.71
Unknown	57	11.22
Unknown	58	4.49
Unknown	59	249.16
Unknown	63	162.90
Unknown	64	13.47
Unknown	67	2,165.99
Unknown	69	68.20
Unknown	71	187.56
Unknown	73	202.43
Unknown	74	166.02
Unknown	75	166.02
Unknown	76	187.98

<u>Owner</u>	<u>Assessment Number</u>	<u>Amount</u>
Unknown	77	\$187.98
Unknown	81	174.76
Unknown	83	518.10
Unknown	85	175.26
Unknown	91	12.90
Unknown	93	297.63
Unknown	94	163.05
Unknown	95	173.09
Unknown	103	16.98
Unknown	105	14.09
Unknown	106	17.34

The Board further finds and determines that the aggregate amount of said assessments unpaid is the sum of \$ \$11,399.21.

Upon motion of Trustee Montgomery, seconded by Trustee Hale, the foregoing resolution, No. 23, was adopted by the following vote:

Ayes: Trustees Montgomery, Hale, Crose and Black.
 Noes: None.
 Absent: Trustee Keeney.

RESOLUTION NO. 24.

PROVIDING FOR THE ISSUANCE OF IMPROVEMENT BONDS TO REPRESENT AND BE SECURED BY ASSESSMENTS MADE FOR THE COST OF THE WORK AND IMPROVEMENTS MADE IN AND UPON NORTH SCHOOL STREET FROM THE NORTH LINE OF WEST ELM STREET TO THE CITY LIMITS OF THE SAID CITY OF LODI, ON THE NORTH; AND THE ALLEY RUNNING THROUGH THE CENTER OF BLOCK FOURTEEN FROM THE WEST LINE OF NORTH SACRAMENTO STREET TO THE EAST LINE OF NORTH SCHOOL STREET, IN THE CITY OF LODI, CALIFORNIA, AND TO PROVIDE FOR THE SALE THEREOF.

BE IT RESOLVED, by the Board of Trustees of the City of Lodi, California, as follows:

WHEREAS, this Board of Trustees by its Resolution of Intention No. 16, providing for the improvement of North School Street from the North line of West Elm Street, to the City Limits of the said City of Lodi, on the North; and the alley running through the center of block fourteen from the West line of North Sacramento Street to the East line of North School Street, determined that serial bonds to represent unpaid assessments and to bear interest at the rate of seven per cent per annum, would be issued thereunder in the manner provided by the "Improvement Bond Act of 1915" and that the last installment of which bonds should mature nine (9) years from the 2nd day of July next succeeding nine months from their date; and

WHEREAS, the work to be done under said Resolution of Intention No. 16 has been completed to the satisfaction of the Superintendent of Streets, and of the Board of Trustees; and the Superintendent of Streets on the 6th day of September, 1918, filed with the Clerk of the Board of Trustees a complete list of all unpaid assessments made under said proceedings; and

WHEREAS, this Board of Trustees has this day found and determined that the aggregate amount of said unpaid assessments is the sum of \$11,399.21,

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

Street Improvement Bonds, to be issued pursuant to the provisions of the "Improvement Bond Act of 1915", evidencing the aforesaid indebtedness, shall be issued to the aggregate amount of \$11,399.21, and the number, denomination and character of such bonds shall be as follows: Said bonds shall be dated the 16th day of September, 1918, and shall be of the character known as serials, one-tenth part of the total amount of the bonds evidencing said indebtedness shall be payable on the 2nd day of July, 1920, and a one-tenth part of said total indebtedness shall be payable on the 2nd day of July of each and every year thereafter to and including the 2nd day of July, 1929. Said total indebtedness shall be evidenced by Twenty (20) bonds of the denomination of FIVE HUNDRED (\$500.00) DOLLARS each and Ten (10) bonds of the denomination of ONE HUNDRED THIRTY-NINE AND 92/100 (\$139.92) DOLLARS each; and Two of said bonds of the denomination of FIVE HUNDRED (\$500.00) DOLLARS each, and One of said bonds of the denomination of ONE HUNDRED THIRTY-NINE AND 92/100 (\$139.92) DOLLARS shall mature and be payable on the 2nd day of July, 1920, and a like number of bonds of each denomination respectively

shall mature and be payable on the 2nd day of July of each and every year thereafter to and including the 2nd day of July, 1929. Said bonds shall be numbered one to thirty, both inclusive, as follows:

<u>SERIES</u>	<u>BOND NUMBERS</u>	<u>DENOMINATIONS</u>	<u>DATES OF MATURITY</u>
B-1	1	\$500.00	July 2, 1920
B-1	2	500.00	July 2, 1920
B-1	3	139.92	July 2, 1920
B-2	4	500.00	July 2, 1921
B-2	5	500.00	July 2, 1921
B-2	6	139.92	July 2, 1921
B-3	7	500.00	July 2, 1922
B-3	8	500.00	July 2, 1922
B-3	9	139.92	July 2, 1922
B-4	10	500.00	July 2, 1923
B-4	11	500.00	July 2, 1923
B-4	12	139.92	July 2, 1923
B-5	13	500.00	July 2, 1924
B-5	14	500.00	July 2, 1924
B-5	15	139.92	July 2, 1924
B-6	16	500.00	July 2, 1925
B-6	17	500.00	July 2, 1925
B-6	18	139.92	July 2, 1925
B-7	19	500.00	July 2, 1926
B-7	20	500.00	July 2, 1926
B-7	21	139.92	July 2, 1926
B-8	22	500.00	July 2, 1927
B-8	23	500.00	July 2, 1927
B-8	24	139.92	July 2, 1927
B-9	25	500.00	July 2, 1928
B-9	26	500.00	July 2, 1928
B-9	27	139.92	July 2, 1928
B-10	28	500.00	July 2, 1929
B-10	29	500.00	July 2, 1929
B-10	30	139.92	July 2, 1929

SAID BONDS SHALL BE IN SUBSTANTIALLY THE FOLLOWING FORM, to-wit:

IMPROVEMENT BOND
CITY OF LODI

Series No. _____ No. _____

Under and by virtue of the act of legislature of the State of California, entitled "An Act to provide for the issuance of improvement bonds to represent and be secured by said assessments made for the cost of said work and improvements made in and upon streets, avenues, lanes, alleys,

61

courts, places and sidewalks within municipalities and upon property and rights of way owned by municipalities, to provide for the collection of such assessments, the sale of the property affected thereby and for the payment of the bonds so issued", the City of Lodi (a municipal corporation) will on the 2nd day of July, 19__, out of the redemption fund for the payment of the bonds issued upon the assessments made for the work upon and improvements on North School Street and the alley running through the center of Block 14, in said City, more fully described in that certain Resolution of Intention No. 16, passed by the Board of Trustees of said municipality on the 11th day of February, 1918, pay to bearer, the sum of _____ dollars (\$_____) with interest thereon from the 16th day of September, 1918, at the rate of seven per cent per annum, all as is hereinafter specified, and at the office of the Treasurer of said municipality.

This bond is one of several annual series of bonds of like date, tenor and effect, but differing in amounts and maturities, issued by said municipality under said act for the purpose of providing means for paying for the work and improvements described in said Resolution of Intention, and is secured by the moneys in said redemption fund and by the unpaid assessments made for the payment of said work, and, including principal and interest, is payable exclusively out of said fund.

The interest is payable semi-annually, to wit: on the second days of January and July in each year hereafter, upon presentation of the proper coupons therefor; provided, that the first of said coupons is for the interest to the second day of January, 1920, and thereafter the interest coupons are for the semi-annual interest.

This bond will continue to bear interest after maturity at the rate above stated; provided, it is presented at maturity and payment thereof is refused upon the sole ground that there is not sufficient moneys in said redemption fund with which to pay same. If it is not presented at maturity interest thereon will run until maturity.

This bond may be redeemed and paid in advance of maturity upon the second day of July in any year by giving the notice provided in said Act.

IN WITNESS WHEREOF, said City of Lodi has caused this bond to be signed by the Treasurer of said City, and by its Clerk, and has caused its Clerk to affix thereto its Corporate Seal, all on the 16th day of September, 1918.

Treasurer.

Clerk.

Said bonds shall bear interest at the rate of seven per cent. per annum, payable semi-annually on the second days of January and July of each year.

And there shall be attached to each bond an interest coupon for each semi-annual payment of interest to become due thereon, and each coupon shall be in such an amount as to represent six months' interest on the bond to which it is attached, except that the coupon representing the interest due January 2nd, 1920, shall be for such an amount as may represent the interest on each of said bonds respectively, from the 16th day of September, 1918, to the 2nd day of January, 1920.

Said coupons shall be numbered consecutively according to the order of the ir payment, and shall be substantially in the following form, to wit:

IMPROVEMENT BOND, CITY OF LODI.

Coupon No. _____ Bond No. _____ \$ _____

On the 2nd day of _____, A.D. 19__, the City of Lodi will pay to the bearer hereof, at the office of the City Treasurer, in said City, County of San Joaquin, State of California, the sum of \$_____, said sum being the semi-annual interest due on that date, Series No. _____.

City Treasurer.

The Treasurer and City Clerk are hereby authorized and directed to sign each and every one of said bonds, and the City Treasurer is hereby authorized and directed to sign each and every one of the coupons attached to said bonds, provided, however, that the City Treasurer in

signing said coupons may use and adopt his printed or lithographed signature, in place of his signature by hand.

Said bonds shall be issued in annual series, and the unpaid assessments as shown on said list filed by the Superintendent of Streets and determined by said Board of Trustees, together with interest thereon, shall remain and constitute a trust fund for the redemption and payment of said bonds and of the interest which may be due thereon, which unpaid assessments shall be payable in annual series corresponding in number to the number of series of bonds issued, and, an even annual proportion of each assessment shall be payable in each year preceding the date of maturity for each of the several series of bonds issued, and such proportion of each assessment coming due in any year, together with the annual interest thereon shall be payable in installments as the general municipal taxes of said City of Lodi on real property are payable, and shall become delinquent at the same time and in the same proportionate amounts and bear the same proportionate penalties for delinquency.

Sealed proposals for the purchase of said improvement bonds will be received by said Clerk up to the hour of 8 o'clock P.M. on Monday, the 7th day of October, 1918.

Bids must be for not less than par value of the bonds and accrued interest. The right is reserved to reject any or all bids. If a satisfactory bid be received, the successful bidder may be allowed ten days for examination of the proceedings authorizing the issue of said bonds, and may make his bid subject to the legality of said proceedings. Bids must be accompanied by certified check or cashier's check upon some responsible bank in the sum of ten per cent of the par value of the amount of bonds bid for, such check to be made payable to H.S. Clark, City Clerk.

The City Clerk is hereby directed to advertise for bids for said bonds as herein provided by publishing notice inviting bids, once a week for two weeks in the official newspaper. Said notice shall be in substantially the following form:

Sealed bids for the purchase of street improvement bonds of the City of Lodi, in the County of San Joaquin, State of California, will be received by the undersigned City Clerk of said City of Lodi, up to 8 o'clock P.M. Monday, October 7th, 1918. Such bids shall be addressed to the undersigned and must be for not less than par value of the bonds bid for, with accrued interest to date of delivery. The right is reserved to reject any and all bids. The successful bidder will be allowed ten days for examination of the proceedings, and bids may be made subject to the legality of the proceedings. Each bid must be accompanied by a certified check or cashier's check upon some responsible bank, in a sum equal to ten per cent of the par value of the bonds bid for. Said checks shall be made payable to the undersigned.

Said issue of bonds aggregate the total sum of \$11,399.21, bearing interest at the rate of seven per cent per annum, payable semi-annually on the 2nd days of January and July of each year. Said bonds are of the following denominations: Twenty of \$500.00 each and Ten of \$139.92 each, and are dated September 16th, 1918. Said bonds are of the character known as serials, and two bonds of the par value of \$500.00 each and one bond of the par value of \$139.92 are payable annually from July 2nd, 1920, to July 2nd, 1929, both inclusive, and are issued pursuant to the provisions of the street improvement bond act of 1915, and pursuant to proceedings taken by the Board of Trustees of the City of Lodi, under Resolution of Intention No. 16.

City Clerk.

By order of the Board of Trustees.

Upon motion of Trustee Crose, seconded by Trustee Montgomery, the foregoing resolution No. 24 was adopted by the following vote:

Ayes: Trustees Crose, Montgomery, Hale and Black.

Noes: None.

Absent: Trustee Keeney.

Miscellaneous bill against the City amounting to \$919.42, having been approved by the auditing committee, were allowed and ordered paid.

Attest:

City Clerk.